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 9 United States of America

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 11  
 12 UNITED STATES DISTRICT COURT  
 13 SOUTHERN DISTRICT OF CALIFORNIA

14		)	Case No. 07CR0329-LAB
15	UNITED STATES OF AMERICA,	)	
16	Plaintiff,	)	JOINT MOTION TO APPOINT COURT
17	v.	)	SECURITY OFFICER, PERMITTING
18	KYLE DUSTIN FOGGO (1),	)	DISCLOSURE OF SEARCH WARRANT
19	aka "Dusty" Foggo, and	)	AND GRAND JURY MATERIAL, AND
20	BRENT ROGER WILKES (2),	)	PROTECTIVE ORDER
		)	
	Judge:	)	Honorable Larry A. Burns
	Defendants.	)	
		)	

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 22 The United States of America, by and through its counsel, Carol C. Lam, United States Attorney,  
 23 Sanjay Bhandari, Jason A. Forge, and Phillip L. B. Halpern, Assistant United States Attorneys,  
 24 defendant Kyle D. Foggo, by and through his counsel, Mark MacDougall, and defendant Brent R.  
 25 Wilkes, by and through his counsel, Mark Geragos, jointly move this Court for an Order appointing a  
 26 Court Security Officer, permitting disclosure of search warrant and grand jury information, and for a  
 27 protective order.

28 This Motion is based upon the provisions of the Classified Information Procedures Act  
 ("CIPA"), 18 U.S.C. App. 3, §§ 1-16; Federal Rules of Criminal Procedure ("Rules") 6(e)(2)(B) and

1 6(3)(E)(i)pertaining to disclosure of grand jury materials; Rule 16(d)(1) pertaining to regulation of  
2 criminal discovery; and General Order No. 514 of the United States District Court for the Southern  
3 District of California ("General Order No. 514") pertaining to privacy matters.

4 DATED: February 15, 2007

Respectfully Submitted,

6 CAROL C. LAM  
7 United States Attorney

8 /s/ Phillip L.B. Halpern  
9 SANJAY BHANDARI  
10 JASON A. FORGE  
11 PHILLIP L. B. HALPERN  
12 Assistant U.S. Attorneys

13 /s/ Mark MacDougall  
14 MARK MACDOUGALL  
15 (Counsel for Defendant Foggo)

16 /s/ Mark Geragos  
17 MARK GERAGOS  
18 (Counsel for Defendant Wilkes)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

1	UNITED STATES OF AMERICA,	)	Case No. 07CR0329-LAB
2		)	
3	Plaintiff,	)	
4	v.	)	
5		)	CERTIFICATE OF SERVICE
6	KYLE DUSTIN FOGGO (1),	)	
7	aka "Dusty" Foggo, and	)	
8	BRENT ROGER WILKES (2),	)	
9	Defendants.	)	

IT IS HEREBY CERTIFIED THAT:

I, Phillip L.B. Halpern, am a citizen of the United States and am at least eighteen years of age. My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of the JOINT MOTION TO APPOINT COURT SECURITY OFFICER, PERMITTING DISCLOSURE OF SEARCH WARRANT AND GRAND JURY MATERIAL, AND PROTECTIVE ORDER on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

1. Mark Geragos (Counsel for Defendant Wilkes)  
Geragos & Geragos, PLC  
350 S. Grand Avenue, 39<sup>th</sup> Floor  
Los Angeles, CA 90071-3480
2. Andrew Jared Dober (Counsel for Defendant Foggo)  
Akin Gump Strauss Hauer & Feld LLP  
1333 New Hampshire Avenue, N.W.  
Washington, DC 20036-1564

I hereby certify that I shall cause to be mailed the foregoing, by the United States Postal Service, to the following non-ECF participants on this case:

NONE

the last known address, at which place there is delivery service of mail from the United States Postal Service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 15, 2007.

/s/ Phillip L.B. Halpern  
PHILLIP L.B. HALPERN